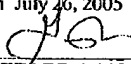


CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to:

"Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450"

on July 26, 2005


GERARD J. MCGOWAN
Reg. No. 29,412
Attorney for Applicant(s)

July 26, 2005
Date of Signature

PATENT

CASE #F3259(C)
UNUS #Y2-0276-A-UNI

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IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE

CUSTOMER NO. 000201
APPLICANT: Buter et al.
SERIAL NO.: 10/691,919
FILED: October 23, 2003
FOR: PROCESS FOR EXTRUDING ICE CREAM, APPARATUS FOR ACHIEVING
SUCH EXTRUSION AND PRODUCTS RESULTING THEREFROM

GROUP: 1761
EXAMINER: George Chan Pui Yeung
ENGLEWOOD CLIFFS, NEW JERSEY 07632

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

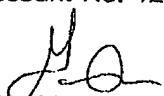
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated April 26, 2005 of the Primary Examiner's final rejection of claim 6.

The item(s) check below are appropriate:

- ☒ A timely response to the final Rejection is being been filed.
☐ An Extension of Time to respond to the Final Rejection was requested for ____ months.
☐ An Extension of Time to file a Notice of Appeal was granted for ____ month(s).
☒ Charge statutory fee of \$500.00 to Deposit Account No. 12-1155. Please charge any additional fees or credit overpayment to Deposit Account No. 12-1155. This request is being submitted in triplicate.


Gerard J. McGowan, Jr.
Attorney for Applicant
Registration No. 29,412
07/26/2005 TL0111 00000062 121155 10691919
FC:1401 500.00 DA

GJM/pod
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